

REMARKS

This is a full and timely response to the outstanding final Office Action mailed February 10, 2005 (Paper No. 050205). Upon entry of this response, claims 83-107 are pending in the application. In this response, claims 83, 85-88, 94-96, 100-101, and 107 have been amended. Applicants respectfully request that the amendments being filed herewith be entered and request that there be reconsideration of all pending claims.

1. Claim to Priority

Applicants do not address in this response the validity of any assertions made in the Office Action regarding the priority of the instant application. Therefore, Applicants should not be presumed to agree with any statements made in the Office Action regarding the priority of the instant application unless otherwise specifically indicated by Applicants.

2. Drawings Objections

The drawings have been objected to under 37 CFR 1.83(a). Specifically, the Office Action states that “the limitation of claims 83 and 96 for ‘receiving by the STT a first user input enabling the user to extend the access duration from the first value to a second value, the second value specified by the user’ must be shown or the features cancelled from the claims.” (Office Action, pages 2-3.)

Claims 83 and 96 are amended in this response to recite “receiving by the STT a first user input enabling the user to extend the access duration from the first value to a second value, based on a third value specified by the user.” Applicants respectfully submit that the features of amended claims 83 and 96 are shown at least in FIG. 8. Therefore, Applicants respectfully request that the drawing objection be withdrawn.

3. Rejection of Claims 83-107 under 35 U.S.C. §112

Claims 83-107 have been rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. Claims 83 and 96 are amended in this response to recite “receiving by the STT a first user input enabling the user to extend the access duration from the first value to a second value, based on a third value specified by the user.” Applicants note that, according to the Office Action, it is the Examiner’s opinion that this language is enabled by the specification. (Office Action, pages 3-4.) Applicants respectfully submit that the amendment to independent claims 83 and 96 overcomes the rejection, and requests that the rejection be withdrawn.

4. Rejection of Claims 83-85, 87, 91, 96-98, and 100 under 35 U.S.C. §102

Claims 83-85, 87, 91, 96-98, and 100 have been rejected under §102(b) as allegedly anticipated by *Lett al.* (U.S. 5,592,551). Applicants respectfully submit that this rejection has been overcome by the claim amendments herein. A proper rejection of a claim under 35 U.S.C. §102 requires that a single prior art reference disclose each element of the claim. *See, e.g., W.L. Gore & Assoc., Inc. v. Garlock, Inc.*, 721 F.2d 1540, 220 U.S.P.Q. 303, 313 (Fed. Cir. 1983).

a. Claims 83 and 96

Applicants respectfully submit that *Lett al.* fails to teach, disclose or suggest at least the feature of “during the access duration: receiving, by the interactive media services client, at least a portion of the on-demand movie from a server located remotely from the interactive media services client” as recited in amended claim 83. *Lett al.* also fails to teach, disclose or suggest at least the feature of “at least one processor that is programmed by at least the program code to enable the STT to:...during the access duration: receive at least a portion of the on-demand movie from a server located remotely from the STT” as recited in amended claim 96.

Lett al. discloses a subscription television system that allows a user to purchase pay-per-view events. (Abstract.) *Lett al.* further discloses that a “user may cancel a pay-per-view event that he previously purchased, but has not seen.” (Col. 17, lines 40-45.) Thus, *Lett al.* teaches that cancellation occurs before the user has viewed the purchased event. In contrast, amended claim 83 recites “during the access duration: receiving, by the interactive media services client, at least a portion of the on-demand movie from a server located remotely from the interactive media services client,” and amended claim 96 recites “during the access duration: receive at least a portion of the on-demand movie from a server located remotely from the STT.”

For at least the reason that *Lett al.* fails to disclose, teach or suggest the above recited features, Applicants respectfully submit that amended claims 83 and 96 overcome the rejection. Therefore, Applicants request that the rejection of claims 83 and 96 be withdrawn.

b. Claims 84, 85, 87, 91, 97, 98, and 100

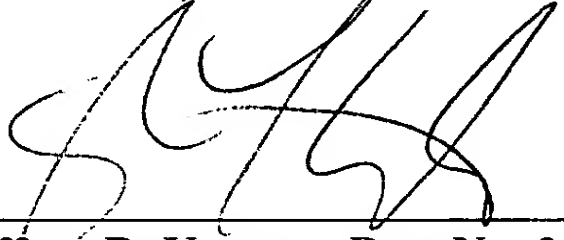
Since claims 83 and 96 are allowable, Applicants respectfully submit that claims 84, 85, 87, 91, 97, 98, and 100 are allowable for at least the reason that each depends from an allowable claim. *In re Fine*, 837 F.2d 1071, 5 U.S.P.Q. 2d 1596, 1598 (Fed. Cir. 1988). Therefore, Applicants respectfully request that the rejection of claims 84, 85, 87, 91, 97, 98, and 100 be withdrawn.

CONCLUSION

Applicants respectfully request that all outstanding objections and rejections be withdrawn and that this application and presently pending claims 83-107 be allowed to issue. The omission of responsive arguments herein to any other statements in the Office Action are not intended to be construed as implied admissions that Applicants agree with the statements. If the Examiner has any questions or comments regarding Applicants' response, the Examiner is encouraged to telephone Applicants' undersigned counsel.

Respectfully submitted,

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